

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Atsushi MIYAWAKI et al.

Group Art Unit: 1645

Appln. No. : 10/581,551

Examiner: Unassigned

(U.S. National Stage entry of PCT/JP04/018437)

I.A. Filed : December 3, 2004

Confirmation No.: 5047

For : FLUORESCENT PROTEIN

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

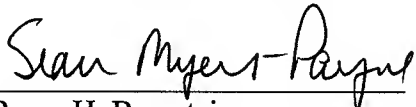
This paper is responsive to the Notification of Defective Response that was mailed from the Office on August 31, 2007 in the above application.

Response to Notification of Defective Response

On September 6, 2007, Applicants contacted by telephone the Patent Office's Ms. Ann Corrigan, whose was shown as the reviewer of the Sequence Listing, in an attempt to better understand the reasons for the Notification. Ms. Corrigan indicated that in fact, the Sequence Listing is in order and complies with the rules. Furthermore, Ms. Corrigan stated that the alleged errors in the Sequence Listing were due to a software problem at the Office. Ms. Corrigan notified by email Ms. Vonda Wallace, who had sent out the Notification of Defective Response, about the Software problem and informed her that the Sequence Listing had no errors. A copy of the email is attached to this paper.

In view of the foregoing, Applicants note that the Notification of Defective Response was submitted in error by the Office and respectfully request its withdrawal. Any comments or questions concerning this application can be directed to the undersigned at the telephone number given below.

Respectfully submitted,
Atsushi MIYAWAKI et al.



Bruce H. Bernstein 42,920
Reg. No. 29,027

September 6, 2007
GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191

**** Replied on Thu 9/6/2007 12:51 PM ****

From: Corrigan, Anne-Marie (Anne-Marie.Corrigan@USPTO.GOV)
Sent: Thu 9/6/2007 12:48 PM
Rcvd: Thu 9/6/2007 12:48 PM
To: Wallace, Vonda (Vonda.Wallace@USPTO.GOV)
CC: THOMAS WEBER (THOMASW)
Subject: Application 10/581551--non-errored sequence listing

Ms. Wallace:

Per your request of this afternoon's telephone conversation, I am confirming that the June 4, 2007, annotated sequence listing for 10/581551 had no errors. I had made some minor edits to the "General Headers" section, which produced the "Sequence Listing was accepted with existing errors" notice at the top of the sequence listing image.

I have since asked the sequence listing programmers to change the wording of the edited sequence listing notice described above, as it has caused questions from both applicants and patent examiners.

Thank you.

Anne-Marie Corrigan

Anne-Marie Corrigan
STIC Systems Branch
Remsen 2B15
tele.: 571-272-2501
fax: 571-273-0221
anne-marie.corrigan@uspto.gov